

UNITED STATES DISTRICT COURT  
FOR THE Southern District of Wv.

Anthony Williams

Plaintiff,

v.

D.J. Harmon, Mr. Painter

Defendant (s).

\*  
\* CIVIL NO. 5:10-1135  
\*  
\*  
\*  
\*

PETITION PURSUANT TO 28 U.S.C.  
SECTION 1331

PETITIONER FILED IN THIS HONORABLE COURT FOR THE

boss of personal property

BY PLAINTIFF: Anthony I. Williams

1331 Form

FORM TO BE USED BY FEDERAL PRISONERS IN FILING A COMPLAINT  
UNDER 28 U.S.C. § 1331

In the United States District Court  
For the Southern District of WV.

Anthony Williams

(Enter above the full name of the plaintiff or plaintiffs in this action)

v.

D.J. Harmon

Mr. Painter

(Enter the full name above of the defendant or defendants in this action).

I. Place of Present Confinement FCI - Beckley, WV.

II. Previous Lawsuits

A. Have you begun other lawsuits dealing with the same facts involved in this action or otherwise relating to your imprisonment?  
Yes \_\_\_\_\_ No ✓

B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

III. In order to proceed in federal court you must ordinarily fully exhaust your administrative remedies as to each ground on which you request action by the federal court.

A. Did you fully exhaust, including appeals, your administrative remedies pursuant to the Bureau of Prisons Policy Statement 1330.07? Yes  No

B. If your answer to A is yes,

1. What steps did you take? BP-8½ & BP-9

2. What was the result? Time barred see attachment.

C. If your answer to A is no, why not ?

IV. Parties

(In Item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any).

A. Name of plaintiff Anthony Williams

PO Box 350

Beaver, WV. 25813

( In Item B below, place the full name of the defendant in the first blank, his official position in the second blank. Use Item C for the names, positions, and place of employment of any additional defendants).

B. Defendant D.J. Harmon is employed as Acting Warden

Acting Warden at FCI - Beckley, WV.

C. Additional Defendants Mr. Painter employed as

Unit Manager at FCI - Beckley, WV. the  
administration refused to give me his full name  
See attachment.

V. Cause of Action

(List hereunder the different causes of action that are the grounds for the prosecution of this law suit.)

1. The photos were allowed.
2. I was not giving a disciplinary report
3. I was not giving a confiscation notice.

VI. Grounds for relief

(Hereunder set out the factual allegations that you consider as establishing a basis for your requested relief under the specific cause/s of action/s.) (If additional space is necessary, include as attachments.)

1. Personal damages to my private property.
2. I've suffered undo Mental Anguish and severe emotional distress.
3. I'm suffering from Paranoia and anxiety because of this. How do I explain to my wife her photos are missing? What if they end up on the internet?
4. Because an Staff member have several seminude intimate photos

VII. Relief sought Of my wife.

(Hereunder itemize the specific relief you expect to obtain on the prosecution of this law suit.)

1. 10,000.00

2. To be transferred to a Minnesota Institution.

Wherefore, your Plaintiff respectfully requests that this Honorable Court grant the within relief sought and any other relief that this Court deems just and proper.

Signed this 19 day of September, 19 2010.

Anthony Williams

(Signature of plaintiff or  
plaintiffs)

Executed at FCI - Beckley Beaver, WV. Raleigh.

(Name of Institution, City, County)

I declare under penalty of perjury that the foregoing  
is true and correct.

Executed on September 19, 2010

(Date)

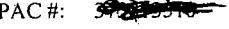
Anthony Williams

(Signature of plaintiff or  
plaintiffs)

<b>Inmate Inquiry</b>			
<b>Inmate Reg #:</b>	14797041	<b>Current Institution:</b>	Beckley FCI
<b>Inmate Name:</b>	WILLIAMS, ANTHONY	<b>Housing Unit:</b>	BEC-A-D
<b>Report Date:</b>	09/17/2010	<b>Living Quarters:</b>	A08-809U
<b>Report Time:</b>	10:58:29 AM		

[General Information](#) | [Account Balances](#) | [Commissary History](#) | [Commissary Restrictions](#) | [Comments](#)

## General Information

Administrative Hold Indicator: No  
 No Power of Attorney: No  
 Never Waive NSF Fee: No  
 Max Allowed Deduction %: 100  
 PIN:   
 PAC #:   
 FRP Participation Status: Completed  
 Arrived From: OKL  
 Transferred To:  
 Account Creation Date: 3/10/2008  
 Local Account Activation Date: 4/16/2010 4:15:14 AM

### Sort Codes:

Last Account Update: 9/9/2010 3:59:56 AM  
 Account Status: Active  
 Phone Balance: \$0.03

## FRP Plan Information

FRP Plan Type	Expected Amount	Expected Rate
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## Account Balances

Account Balance: \$0.01  
 Pre-Release Balance: \$0.00  
 Debt Encumbrance: \$0.00  
 SPO Encumbrance: \$0.00  
 Other Encumbrances: \$0.00  
 Outstanding Negotiable Instruments: \$0.00  
 Administrative Hold Balance: \$0.00  
 Available Balance: \$0.01  
 National 6 Months Deposits: \$255.95  
 National 6 Months Withdrawals: \$352.70  
 National 6 Months Avg Daily Balance: \$20.15  
 Local Max. Balance - Prev. 30 Days: \$45.25  
 Average Balance - Prev. 30 Days: \$7.10

## Commissary History

### Purchases

Validation Period Purchases: \$38.49

YTD Purchases: \$251.70

Last Sales Date: 8/24/2010 9:32:00 AM

### SPO Information

SPO's this Month: 0

SPO \$ this Quarter: \$0.00

### Spending Limit Info

Spending Limit Override: No

Weekly Revalidation: No

Bi-Weekly Revalidation: No

Spending Limit: \$320.00

Expended Spending Limit: \$38.49

Remaining Spending Limit: \$281.51

## Commissary Restrictions

### Spending Limit Restrictions

Restricted Spending Limit: \$0.00

Restricted Expended Amount: \$0.00

Restricted Remaining Spending Limit: \$0.00

Restriction Start Date: N/A

Restriction End Date: N/A

### Item Restrictions

List Name	List Type	Start Date	End Date	Active
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## Comments

### Comments:

REJECTION NOTICE - ADMINISTRATIVE REMEDY

DATE: SEPTEMBER 14, 2010

*Sgt. John, Admin Remedy Clerk*  
FROM: ADMINISTRATIVE REMEDY COORDINATOR  
BECKLEY FCI

TO : ANTHONY ISAAC WILLIAMS, 14797-041  
BECKLEY FCI UNT: POPLAR QTR: A08-809U  
P.O. BOX 1280  
BEAVER, WV 25813

FOR THE REASONS LISTED BELOW, THIS ADMINISTRATIVE REMEDY REQUEST IS BEING REJECTED AND RETURNED TO YOU. YOU SHOULD INCLUDE A COPY OF THIS NOTICE WITH ANY FUTURE CORRESPONDENCE REGARDING THE REJECTION.

REMEDIY ID : 606789-F1 ADMINISTRATIVE REMEDY REQUEST  
DATE RECEIVED : SEPTEMBER 14, 2010  
SUBJECT 1 : PERSONAL PROPERTY - INCL. CONFISCATION OR DESTRUCTION  
SUBJECT 2 :  
INCIDENT RPT NO:

REJECT REASON 1: YOUR REQUEST IS UNTIMELY. INSTITUTION AND CCC REQUESTS (BP-09) MUST BE RECEIVED W/20 DAYS OF THE EVENT COMPLAINED ABOUT.

REMARKS : THE INCIDENT YOU ARE REFERRING TO HAPPENED ON AUGUST 2, 2010.

## REQUEST FOR ADMINISTRATIVE REMEDY

## INFORMAL RESOLUTION FORM

FCI BECKLEY, WEST VIRGINIA

Section 1 - To be completed by the Unit Counselor at the time inmate request Administrative Remedy.

Inmate Name: Anthony Williams Register Number: 14797-041Assigned Unit: RBUCounselor: Mr. KochDate of Request: 8-23-10Date of Incident: Aug 2, 2010Specific Complaint: On 8-2-10 at about 12:30 PM all inmates from RBU was told to go to the yard

because of a unit shake down several semi-nude inmate allowed photos of my wife was taken during the search. I do not know who Informal Resolution was / was not accomplished. If not accomplished, inmate issued Request for Administrative Remedy Search Form. Inmate was advised to review Program Statement 1330.13, Administrative Remedy Program, to ensure compliance my cell. with filing procedures.

Anthony Williams 14797-0419-2-10

Inmate Signature / Register Number

Date

C. Koch9-2-10

Counselor Signature

Date

Section 2 - To be completed by the Counselor when inmate submits Request for Administrative Remedy Form

Date Submitted: 9-2-10Was issue discussed with the inmate: YES / NO. If no, reason: \_\_\_\_\_Were staff or departments noted in Administrative Remedy contacted: YES / NO.If no, reason. If yes, response: no photos were taken during the shake down we took the extra blankets and sheets

Informal Resolution was / was not accomplished. If not accomplished, staff submitted Request for Administrative Remedy Form to Administrative Remedy Coordinator.

Anthony Williams9-2-10

Inmate Signature / Register Number

Date

C. Koch9-2-10

Counselor Signature

Date

B. Robins9/3/10

Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.

From: Williams Anthony T      REG. NO. 14797-041      UNIT RBU      INSTITUTION Bedley  
 LAST NAME, FIRST, MIDDLE INITIAL      REG. NO.      UNIT      INSTITUTION

Part A- INMATE REQUEST I would like to know what OFC. or OFCs. or Staffs Searched RBU Aug 2, 2010. A.S.A.P. Or the name of the person who had the Unit Search. Because several intimate allowable photos of my wife was stolen! If they was confiscated I would have gotten a notice if they were contraband I would have gotten a disciplinary report. These photos been with me ~~in~~ USP <sup>McCreary</sup> ~~PACEMAN~~ and FCI Pekin Wasn't nothing taken out of cell B-418 but  
8-28-10 my photos

DATE

SIGNATURE OF REQUESTER

Anthony Williams

## Part B- RESPONSE

What if the photos end up on the internet!

RECEIVED  
 SEP 14 2010

BY: Rejected

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: \_\_\_\_\_

CASE NUMBER: \_\_\_\_\_

## Part C- RECEIPT

Return to:	LAST NAME, FIRST, MIDDLE INITIAL	REG. NO.	UNIT	INSTITUTION
SUBJECT:				

DATE

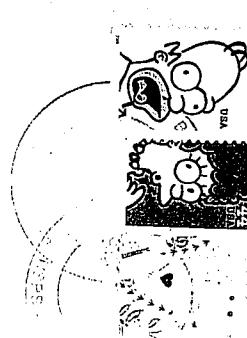
RECIPIENT'S SIGNATURE (STAFF MEMBER)



Reg. No. 14797-041  
Federal Correctional Institution-Beckley  
P O Box 350  
Beaver, WV 25813

Clerk, U. S. District Court  
Robert C. Byrd U.S. Courthouse  
110 N. Heber Street, Room 119  
Beckley W. Va. 25801

Legal Mail.



FEDERAL CORRECTIONAL INSTITUTION

BECKLEY  
PO BOX 280  
BEAVER, WV 25813 9-18-10

DATE \_\_\_\_\_

THE ENCLOSED LETTER WAS PROCESSED THROUGH TO  
THE ENCLOSED LETTER WAS PROCESSED THROUGH TO  
SPECIAL MAILING PROCEDURES FOR FORWARDING NOR  
YOU THE LETTER HAS BEEN NEITHER OPENED NOR  
INSPECTED. IF THE WRITER RAISES A QUESTION OR  
PROBLEM OVER WHICH THIS FACILITY HAS JURIS-  
DICTION, YOU MAY WISH TO RETURN THE ENCL TO THE WRITER  
FOR FURTHER INFORMATION OR CLARIFICATION FOR  
THE WRITER ENCLOSES CORRESPONDENCE PLEASE  
FORWARDING TO ANOTHER ADDRESSEE, PLEASE  
RETURN THE ENCL TO THE ABOVE ADDRESS

